

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SANTA ROSA DIVISION**

In re: BRODY, STANLEY HERBERT

§ Case No. 13-11721

§

§

§

Debtor(s)

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION  
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY ADMINISTERED  
AND APPLICATION TO BE DISCHARGED (TDR)**

Timothy W. Hoffman, chapter 7 trustee, submits this Final Account,  
Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: <u>\$53,827.06</u> <i>(without deducting any secured claims)</i>	Assets Exempt: <u>\$40,775.00</u>
Total Distribution to Claimants: <u>\$15,104.34</u>	Claims Discharged Without Payment: <u>\$683,909.02</u>
Total Expenses of Administration: <u>\$6,689.76</u>	

3) Total gross receipts of \$ 21,794.10 (see **Exhibit 1** ), minus funds paid to the debtor and third parties of \$ 0.00 (see **Exhibit 2** ), yielded net receipts of \$21,794.10 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
SECURED CLAIMS (from <b>Exhibit 3</b> )	\$0.00	\$0.00	\$0.00	\$0.00
PRIORITY CLAIMS:				
CHAPTER 7 ADMIN. FEES AND CHARGES (from <b>Exhibit 4</b> )	0.00	6,689.76	6,689.76	6,689.76
PRIOR CHAPTER ADMIN. FEES AND CHARGES (from <b>Exhibit 5</b> )	0.00	0.00	0.00	0.00
PRIORITY UNSECURED CLAIMS (from <b>Exhibit 6</b> )	0.00	0.00	0.00	0.00
GENERAL UNSECURED CLAIMS (from <b>Exhibit 7</b> )	0.00	699,013.36	699,013.36	15,104.34
<b>TOTAL DISBURSEMENTS</b>	\$0.00	\$705,703.12	\$705,703.12	\$21,794.10

4) This case was originally filed under Chapter 7 on September 06, 2013.  
The case was pending for 20 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 07/15/2015 By: /s/Timothy W. Hoffman  
Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO  
FINAL ACCOUNT**

**EXHIBIT 1 –GROSS RECEIPTS**

DESCRIPTION	UNIFORM TRAN. CODE <sup>1</sup>	\$ AMOUNT RECEIVED
Chase Bank, ck'ing acct xxxxxx3987 [\$10k of this	1129-000	9,997.97
E-Trade	1129-000	2,338.63
Wine collection [although retail value may be \$10	1129-000	9,457.50
<b>TOTAL GROSS RECEIPTS</b>		<b>\$21,794.10</b>

<sup>1</sup>The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

**EXHIBIT 2 –FUNDS PAID TO DEBTOR & THIRD PARTIES**

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	\$ AMOUNT PAID
	None		
<b>TOTAL FUNDS PAID TO DEBTOR AND THIRD PARTIES</b>			<b>\$0.00</b>

**EXHIBIT 3 –SECURED CLAIMS**

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
			None			
<b>TOTAL SECURED CLAIMS</b>			<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

**EXHIBIT 4 –CHAPTER 7 ADMINISTRATIVE FEES and CHARGES**

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Timothy W. Hoffman	2100-000	N/A	2,929.41	2,929.41	2,929.41
Timothy W. Hoffman	2200-000	N/A	70.49	70.49	70.49
West Auctions	3610-000	N/A	1,134.90	1,134.90	1,134.90

West Auctions	3620-000	N/A	1,005.23	1,005.23	1,005.23
Kokjer, Pierotti, Maiocco & Duck, LLP	3410-000	N/A	1,173.00	1,173.00	1,173.00
Kokjer, Pierotti, Maiocco & Duck, LLP	3420-000	N/A	70.52	70.52	70.52
International Sureties, LTD	2300-000	N/A	62.21	62.21	62.21
Rabobank, N.A.	2600-000	N/A	10.00	10.00	10.00
Rabobank, N.A.	2600-000	N/A	10.00	10.00	10.00
Rabobank, N.A.	2600-000	N/A	10.00	10.00	10.00
Rabobank, N.A.	2600-000	N/A	10.00	10.00	10.00
Rabobank, N.A.	2600-000	N/A	13.36	13.36	13.36
Rabobank, N.A.	2600-000	N/A	19.50	19.50	19.50
Rabobank, N.A.	2600-000	N/A	27.22	27.22	27.22
Rabobank, N.A.	2600-000	N/A	30.00	30.00	30.00
Rabobank, N.A.	2600-000	N/A	29.01	29.01	29.01
Rabobank, N.A.	2600-000	N/A	25.23	25.23	25.23
Rabobank, N.A.	2600-000	N/A	31.73	31.73	31.73
Rabobank, N.A.	2600-000	N/A	27.95	27.95	27.95
<b>TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES</b>		N/A	\$6,689.76	\$6,689.76	\$6,689.76

#### **EXHIBIT 5 –PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES**

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
None					
<b>TOTAL PRIOR CHAPTER ADMIN. FEES AND CHARGES</b>		N/A	\$0.00	\$0.00	\$0.00

#### **EXHIBIT 6 –PRIORITY UNSECURED CLAIMS**

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
None						
<b>TOTAL PRIORITY UNSECURED CLAIMS</b>			\$0.00	\$0.00	\$0.00	\$0.00

**EXHIBIT 7 –GENERAL UNSECURED CLAIMS**

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
1	American InfoSource LP as agent for	7100-000	N/A	3,202.86	3,202.86	97.90
2	Asset Acceptance LLC	7100-000	N/A	124,722.21	124,722.21	3,812.17
3	Asset Acceptance LLC	7100-000	N/A	7,351.08	7,351.08	224.69
4	Discover Bank	7100-000	N/A	3,525.32	3,525.32	107.75
5	Lynn H. chou	7100-000	N/A	203,827.00	203,827.00	6,230.04
6	LVNV Funding, LLC its successors and assigns as	7100-000	N/A	11,358.61	11,358.61	347.18
7	American Express Bank, FSB	7100-000	N/A	3,662.35	3,662.35	111.94
8	Cushman Rexrode Capital Corporation	7100-000	N/A	136,516.47	136,516.47	4,172.67
NOCLAIM	Direct TV Customer Service	7100-000	N/A	465.00	465.00	0.00
NOCLAIM	County of San Mateo	7100-000	N/A	5,593.00	5,593.00	0.00
NOCLAIM	James Carroll/NorCal Urology Medical Group	7100-000	N/A	135.00	135.00	0.00
NOCLAIM	San Mateo Medical Center	7100-000	N/A	7,976.00	7,976.00	0.00
NOCLAIM	Joshua P. Friedman	7100-000	N/A	127,811.46	127,811.46	0.00
NOCLAIM	Larry Tristano	7100-000	N/A	40,000.00	40,000.00	0.00
NOCLAIM	GE Capital Retail Bank	7100-000	N/A	2,318.00	2,318.00	0.00
NOCLAIM	Advanta Bank Corp	7100-000	N/A	20,549.00	20,549.00	0.00
<b>TOTAL GENERAL UNSECURED CLAIMS</b>			\$0.00	\$699,013.36	\$699,013.36	\$15,104.34

# Form 1

## Individual Estate Property Record and Report

### Asset Cases

Case Number: 13-11721

Trustee: (007810) Timothy W. Hoffman

Case Name: BRODY, STANLEY HERBERT

Filed (f) or Converted (c): 11/12/13 (c)

§341(a) Meeting Date: 01/02/14

Period Ending: 07/15/15

Claims Bar Date: 06/12/14

1 Asset Description (Scheduled And Unscheduled (u) Property) Ref. #	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=\$554(a)	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1 1206 Tucker Road, Calistoga, CA 94515, informati House has been in wife's name for a long time. Secured debt equals or exceeds value anyway.	0.00	0.00		0.00	FA
2 cash on hand	200.00	0.00		0.00	FA
3 Mechanics Bank, jt checking w/wife Amended schedule B decreased balance.	3,743.25	3,743.25		0.00	FA
4 Chase Bank, ck'ing acct xxxxxx3987 [\$10k of this Actual balance is higher but is frozen via writ of attachment by judgment creditor. Approx. \$10,000 is in dispute. Litigation costs likely exceed benefit.	10,532.00	0.00		9,997.97	FA
5 Mechanics Bank, jt checking w/wife	3,545.18	48.93		0.00	FA
6 Chase Bank, business acct xxxxx3707	4,850.00	0.00		0.00	FA
7 E-Trade	5,494.00	5,494.00		2,338.63	FA
8 Chase Bank, ck'ing acct xxxxxx3987 [\$10k of this This is the same acct. as asset no. 4.	22,087.63	0.00		0.00	FA
9 household furnishings and appliances, camera equ	2,500.00	0.00		0.00	FA
10 books and art, used in the home [no item, or col	2,700.00	0.00		0.00	FA
11 clothing for debtor	500.00	0.00		0.00	FA
12 watch for personal use	150.00	0.00		0.00	FA
13 golf clubs for personal use	200.00	0.00		0.00	FA
14 Colt M1911 semi automatic handgun	200.00	0.00		0.00	FA
15 interest in business known as [value of business	1.00	0.00		0.00	FA
16 temporary patent for APP	1.00	0.00		0.00	FA
17 2011 VW Jetta TDI, 125k miles in good condition Not worth trying to sell for \$1. Debtor probably made mistake on his exemption claim.	10,449.00	1.00		0.00	FA
18 office furnishings and equipment [computers, pri	2,500.00	0.00		0.00	FA
19 misc office supplies [paper, ink, staples, pens,	200.00	0.00		0.00	FA
20 Wine collection [although retail value may be \$10 Auction pending.	5,000.00	5,000.00		9,457.50	FA

# Form 1

## Individual Estate Property Record and Report

### Asset Cases

Case Number: 13-11721

Trustee: (007810) Timothy W. Hoffman

Case Name: BRODY, STANLEY HERBERT

Filed (f) or Converted (c): 11/12/13 (c)

§341(a) Meeting Date: 01/02/14

Period Ending: 07/15/15

Claims Bar Date: 06/12/14

1	2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property <u>Abandoned</u> OA=\$554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #					
20 Assets Totals (Excluding unknown values)	\$74,853.06	\$14,287.18		\$21,794.10	\$0.00

**Major Activities Affecting Case Closing:**

D says he is amending Schedules I and J and SFA. Cont. hrg. to see what the changes are

1/30/14 amendment to B and C

1/31 demand letter for turnover

2/21/14 proceeds of Etrade account received

3/3/14 auctioneer has valued wine collection

Claim Bar Deadline: 6/12/14

4/2/14 motion to sell wine collection

4/4/14 Order to employ West Auctions as auctioneer

4/28/14 Order to approve motion to sell wine collection

5/14/14 Report of Sale

7/21/14 Bank turnover of nonexempt funds.

8/7/14 Order to employ Pierotti as accountant

prompt determination runs April 15, 2015

2/3/15 Pierotti filed a fee application

2/3/15 Auctioneer fee application submitted

2/25/15 Final Reports sent to UST office

5/15/15 Fee Hearing

5/22/15 order to approve fees approved

5/27/15 Distribution sent to creditors

6/9/15 All checks cleared

7/15/15 TDR sent to UST

Initial Projected Date Of Final Report (TFR): December 31, 2015

Current Projected Date Of Final Report (TFR): February 25, 2015 (Actual)

## Form 2

### Cash Receipts And Disbursements Record

**Case Number:** 13-11721  
**Case Name:** BRODY, STANLEY HERBERT

**Trustee:** Timothy W. Hoffman (007810)  
**Bank Name:** Rabobank, N.A.  
**Account:** \*\*\*\*\*8866 - Checking Account  
**Blanket Bond:** \$92,391,005.00 (per case limit)  
**Separate Bond:** N/A

**Taxpayer ID #:** \*\*-\*\*\*3844  
**Period Ending:** 07/15/15

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
02/21/14	{7}	Stanley Brody	Proceeds of E-Trade acct.	1129-000	2,338.63		2,338.63
02/28/14		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		10.00	2,328.63
03/31/14		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		10.00	2,318.63
04/30/14		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		10.00	2,308.63
05/14/14		West Auctions	Sale of wine collection at auction		7,317.37		9,626.00
	{20}		Sale of wine at auction 9,457.50	1129-000			9,626.00
		West Auctions	Auctioneer fees -1,134.90	3610-000			9,626.00
		West Auctions	Auctioneer expenses -1,005.23	3620-000			9,626.00
05/30/14		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		10.00	9,616.00
06/30/14		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		13.36	9,602.64
07/21/14	{4}	JP Morgan Chase Bank	Nonexempt portion of bank acct.	1129-000	9,997.97		19,600.61
07/31/14		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		19.50	19,581.11
08/29/14		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		27.22	19,553.89
09/30/14		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		30.00	19,523.89
10/31/14		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		29.01	19,494.88
11/28/14		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		25.23	19,469.65
12/31/14		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		31.73	19,437.92
01/23/15	101	International Sureties, LTD	BOND PREMIUM PAYMENT ON LEDGER BALANCE AS OF 01/23/2015 FOR CASE #13-11721	2300-000		62.21	19,375.71
01/30/15		Rabobank, N.A.	Bank and Technology Services Fee	2600-000		27.95	19,347.76
05/27/15	102	Kokjer, Pierotti, Maiocco & Duck, LLP	Dividend paid 100.00% on \$1,173.00, Accountant for Trustee Fees (Other Firm); Reference:	3410-000		1,173.00	18,174.76
05/27/15	103	Kokjer, Pierotti, Maiocco & Duck, LLP	Dividend paid 100.00% on \$70.52, Accountant for Trustee Expenses (Other Firm); Reference:	3420-000		70.52	18,104.24
05/27/15	104	American InfoSource LP as agent for	Dividend paid 3.05% on \$3,202.86; Claim# 1; Filed: \$3,202.86; Reference:	7100-000		97.90	18,006.34
05/27/15	105	Asset Acceptance LLC	Dividend paid 3.05% on \$124,722.21; Claim# 2; Filed: \$124,722.21; Reference:	7100-000		3,812.17	14,194.17
05/27/15	106	Asset Acceptance LLC	Dividend paid 3.05% on \$7,351.08; Claim# 3; Filed: \$7,351.08; Reference:	7100-000		224.69	13,969.48
05/27/15	107	Discover Bank	Dividend paid 3.05% on \$3,525.32; Claim# 4; Filed: \$3,525.32; Reference:	7100-000		107.75	13,861.73
05/27/15	108	Lynn H. chou	Dividend paid 3.05% on \$203,827.00; Claim# 5; Filed: \$203,827.00; Reference:	7100-000		6,230.04	7,631.69
05/27/15	109	LVNV Funding, LLC its successors and assigns as	Dividend paid 3.05% on \$11,358.61; Claim# 6; Filed: \$11,358.61; Reference:	7100-000		347.18	7,284.51

Subtotals : \$19,653.97 \$12,369.46

Case: 13-11721 Doc# 76 Filed: 07/17/15 Entered: 07/17/15 09:54:32 Page 8 of 9

{ } Asset reference(s)

Printed: 07/15/2015 10:38 AM V.13.23



## Form 2

### Cash Receipts And Disbursements Record

**Case Number:** 13-11721  
**Case Name:** BRODY, STANLEY HERBERT

**Trustee:** Timothy W. Hoffman (007810)  
**Bank Name:** Rabobank, N.A.  
**Account:** \*\*\*\*\*8866 - Checking Account  
**Blanket Bond:** \$92,391,005.00 (per case limit)  
**Separate Bond:** N/A

**Taxpayer ID #:** \*\*-\*\*\*3844  
**Period Ending:** 07/15/15

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
05/27/15	110	American Express Bank, FSB	Dividend paid 3.05% on \$3,662.35; Claim# 7; Filed: \$3,662.35; Reference:	7100-000		111.94	7,172.57
05/27/15	111	Cushman Rexrode Capital Corporation	Dividend paid 3.05% on \$136,516.47; Claim# 8; Filed: \$136,516.47; Reference:	7100-000		4,172.67	2,999.90
05/27/15	112	Timothy W. Hoffman	COMBINED CHECK FOR TRUSTEE COMPENSATION, EXPENSES AND INTEREST			2,999.90	0.00
			Dividend paid 100.00% 2,929.41 on \$2,929.41; Claim# ; Filed: \$2,929.41	2100-000			0.00
			Dividend paid 100.00% 70.49 on \$70.49; Claim# ; Filed: \$70.49	2200-000			0.00

<b>ACCOUNT TOTALS</b>	<b>19,653.97</b>	<b>19,653.97</b>	<b>\$0.00</b>
Less: Bank Transfers	0.00	0.00	
<b>Subtotal</b>	<b>19,653.97</b>	<b>19,653.97</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$19,653.97</b>	<b>\$19,653.97</b>	

Net Receipts :	19,653.97
Plus Gross Adjustments :	2,140.13
Net Estate :	\$21,794.10

TOTAL - ALL ACCOUNTS	Net Receipts	Net Disbursements	Account Balances
Checking # *****8866	19,653.97	19,653.97	0.00
	<b>\$19,653.97</b>	<b>\$19,653.97</b>	<b>\$0.00</b>